



General Assembly

**Substitute Bill No. 5530**

February Session, 2014



**AN ACT CONCERNING THE DEPARTMENT OF PUBLIC HEALTH'S  
RECOMMENDATIONS REGARDING BULK WATER HAULERS.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1       Section 1. (NEW) (*Effective from passage*) (a) On and after October 1,  
2   2014, no person shall act as a bulk water hauler unless such person has  
3   obtained a license issued by the Department of Public Health in  
4   accordance with this section. For purposes of this section: (1) "Bulk  
5   water hauling" means transporting water to a water company or a  
6   consumer of a water company, in bulk by any means, where such  
7   water is to be used for drinking, culinary purposes or any other  
8   purpose where it is likely that such water will be ingested or used by  
9   humans; (2) "bulk" means two hundred fifty gallons of water or more;  
10  (3) "consumer" has the same meaning as in section 25-32a of the  
11  general statutes; (4) "water company" has the same meaning as in  
12  section 25-32a of the general statutes; and (5) "commissioner" means  
13  the Commissioner of Public Health or the commissioner's designee.

14       (b) Each person seeking licensure as a bulk water hauler shall make  
15   application on a form prescribed by the department, pay an  
16   application fee of one hundred dollars and present evidence  
17   satisfactory to the commissioner that the applicant has the  
18   qualifications necessary to engage in bulk water hauling.

19 (c) The commissioner shall establish (1) the qualifications to obtain a  
20 license as a bulk water hauler, and (2) requirements designed to ensure  
21 that any water transported by a bulk water hauler is fit for human use  
22 and consumption.

23 (d) Licenses shall be renewed once every two years in accordance  
24 with the provisions of section 19a-88 of the general statutes. The fee for  
25 renewal shall be one hundred dollars. No license shall be issued under  
26 this section to any applicant against whom professional disciplinary  
27 action is pending or who is the subject of an unresolved complaint in  
28 this or any other state or jurisdiction.

29 (e) Any water transported by bulk water hauling shall meet the  
30 requirements of section 25-32 of the general statutes and regulations  
31 adopted thereunder. No bulk water hauler shall deliver water to a  
32 consumer of a water company without first notifying the water  
33 company of such delivery. Bulk water hauling to a water company or a  
34 consumer of a water company shall be permitted only as a temporary  
35 measure to alleviate a short-term water supply shortage.

36 (f) The commissioner may periodically inspect any equipment or  
37 material used in connection with bulk water hauling, may investigate  
38 any water supply from which a bulk water hauler obtains water in  
39 accordance with section 25-34 of the general statutes and may issue  
40 any order necessary to protect the public health. Any order issued  
41 under this subsection shall not be stayed upon any appeal by a licensee  
42 under section 25-34 or 25-36 of the general statutes.

43 (g) The commissioner may adopt regulations, in accordance with  
44 the provisions of chapter 54 of the general statutes, to implement the  
45 provisions of this section.

46 (h) The commissioner may take any disciplinary action set forth in  
47 section 19a-17 of the general statutes against a bulk water hauler for  
48 any of the following reasons: (1) Fraud or deceit in obtaining or  
49 renewing a license to act as a bulk water hauler; (2) fraud or deceit in

50 rendering services under the license; (3) negligent, incompetent or  
51 wrongful conduct in rendering services under the license; or (4)  
52 violation of any provision of this section or regulations adopted under  
53 this section. The commissioner may take action pursuant to said  
54 section 19a-17 after providing notice and an opportunity for a hearing  
55 on any contemplated action under said section 19a-17.

56 (i) Any person who violates any provision of this section shall, for  
57 each offense, be guilty of a class C misdemeanor.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	New section

**PH**      *Joint Favorable Subst.*